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EXTRAORDINARY

PART I—Section 1

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MINISTRY OF COMMERCE AND INDUSTRY

ORDER

IMPORT TRADE CONTROL

New Delhi, the 30th June 1955

No. 4/55.—In exercise of the powers conferred by Section 4A of the Imports and Exports (Control) Act, 1947 (XVIII of 1947), and in supersession of the order of the Government of India in the Ministry of Commerce and Industry No. 16/54 dated the 27th December, 1954, the Central Government hereby levies the fees specified in column 2 of the table annexed hereto in respect of the applications specified in column 1 thereof against such fees and received in the office of the Chief Controller of Imports or any other import licensing authorities specified in the notification of the Government of India in the late Department of Commerce No. 23-ITC/43, dated the 1st July, 1943, as amended from time to time and directs that the provisions laid down in the Schedule annexed hereto shall govern the exemptions from, and collections and refunds of, such fees.

TABLE

Particulars (1)	Amount of Fees (2)
1. Application for the grant of an import licence where the value of the goods specified in the application does not exceed Rs. 10,000/-	.. Rs. 10/-
No fees shall be leviable on any such applications if the value of the goods specified in the application does not exceed Rs. 250/-, provided that the import of the goods is required for the	

(1)	(2)
personal consumption of the applicant for purposes not connected with trade or manufacture.	
2. Application for the grant of an import licence where the value of the goods specified in the application does not exceed Rs. 25,000/-	.. Rs. 25/-
3. Application for the grant of an import licence where the value of the goods specified in the application does not exceed Rs. 50,000/-	.. Rs. 35/-
4. Application for the grant of an import licence where the value of the goods specified in the application does not exceed Rs. 75,000/-	.. Rs. 50/-
5. Application for the grant of an import licence where the value of the goods specified in the application does not exceed Rs. 1,00,000/-	.. Rs. 70/-
6. Application for the grant of an import licence where the value of the goods specified in the application does not exceed Rs. 2,00,000/-	.. Rs. 100/-
7. Application for the grant of an import licence where the value of the goods specified in the application exceeds Rs. 2,00,000/-	.. Rs. 100/-
(Plus Rs. 15/- for every Rs. 50,000/- or part thereof in excess of Rs. 2,00,000/- subject to a maximum of Rs. 250/-)	.. Rs. 15/-
8. Application by way of appeal to the Chief Controller of Imports against any order passed on an application for review by a licensing authority.	.. Rs. 5/-

SCHEDULE

1. No fee shall be leviable in respect of an application for the grant of an import licence when the import is to be made direct and not through any other agency and the application is made by:—

- (a) the Central Government or a State Government or any Department or office thereof;
- (b) any local Authority for import of goods required for its own consumption;

- (c) any educational or charitable institution for import of goods required for its own consumption;
- (d) any person, for import of his private and personal baggage, accompanied or unaccompanied for which the applicant has, under the regulations in force for the time being, to take out an import licence but in respect of which no remittance of foreign exchange has to be made.

2. An application for review of an order (i.e., first appeal) made on an application for a licence shall be made to the licensing authority who originally dealt with the case and no fee shall be payable in respect of such application for review.

3. For the purpose of collection of fees, the following instructions are given for general information:—

- (i) The prescribed fee shall be deposited at any Government Treasury or office of the Imperial Bank of India or the Reserve Bank of India transacting the business of the Central Government for credit to the Central Government under a separate head "Import Licence Fees" subordinate to the major head XLVI-Miscellaneous. The treasury or bank receipt shall show particulars of the application for the grant of import licence, namely description of goods and value applied for, and shall be attached to the application before submitting the same to the proper authority and the application shall also contain details of the treasury receipt under which the requisite fee has been deposited.
- (ii) No application shall be entertained which is not accompanied by such proof of payment of the fee prescribed under this order.

4. Except as specified below, the fee for import licences once received shall not be refunded under any circumstances:—

- (i) Where the fee has been deposited in excess of the prescribed scale;
- (ii) where the fee has been deposited but no application has been made;
- (iii) where the fee has been deposited and the application has been made but the item to which the application relates is placed on an Open General Licence on or after the date of application;
- (iv) where fee has been deposited in error but the applicant is exempt from payment of licence fee, and;
- (v) where the fee has been deposited and the application made, but the policy governing the issue of import licences has been changed subsequent to the date of application, thereby rendering the application ineligible for the grant of a licence.

NOTE.—Applications for refund of import licence fee shall be dealt with in the Licensing Office, within whose jurisdiction the fee was

paid. The territorial jurisdiction of the various offices in the Import Organisation has been set out in Section I of the current Red Book. Claims admitted for refund will be prepared in Form T. R. 41 with necessary authorisation by the respective Port Officers and sent to the firm concerned to be presented after being duly signed, at the Bank/Treasury where the fee had been originally paid in.

5. Fees on applications by way of Appeals shall not be refunded under any circumstances.

6. This order comes into force with effect from 1st July, 1955.

K. B. LALL, Joint Secy.